

# Senate File 2287 - Introduced

SENATE FILE \_\_\_\_\_  
BY WARNSTADT

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act subjecting vital records violations to identity theft  
2 penalties under specified circumstances.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 6300XS 82  
5 rn/nh/5

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1 1 Section 1. NEW SECTION. 144.53A VIOLATIONS CONSTITUTING  
1 2 IDENTITY THEFT.  
1 3 In addition to the penalties imposed pursuant to sections  
1 4 144.52 and 144.53, a person who violates any provision of this  
1 5 chapter relating to preparing, applying for, or receiving a  
1 6 report, record, certificate, or certified copy thereof, if  
1 7 such violation constitutes identity theft pursuant to section  
1 8 715A.8, shall be subject to the penalty provisions of section  
1 9 715A.8, subsections 3 and 4.

1 10 EXPLANATION

1 11 This bill provides that if a person violates a provision of  
1 12 Code chapter 144 relating to the issuance of vital records,  
1 13 and that violation constitutes identity theft pursuant to Code  
1 14 section 715A.8, the person shall, in addition to any penalties  
1 15 otherwise imposed, be subject to the penalty provisions for  
1 16 identity theft violations. Specifically, an identity theft  
1 17 violation where the value of credit, property, or services  
1 18 involved exceeds \$1,000 is a class "D" felony; a violation  
1 19 where the value of credit, property, or services involved does  
1 20 not exceed \$1,000 is an aggravated misdemeanor; and in both  
1 21 instances violations are considered an unlawful practice under  
1 22 Code section 714.16. That Code section contains provisions  
1 23 including a civil penalty of up to \$40,000 per violation.  
1 24 LSB 6300XS 82  
1 25 rn/nh/5.1